

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

CIVIL MOTION HEARING

QingHua He,	)	COURT MINUTES	
	)	BEFORE: Joan N. Erickson	
Plaintiff,	)	U.S. Judge	
)		
v.	)	Case No:	11cv2161 (JNE/FLN)
	)	Date:	April 19, 2012
U.S. Department of Homeland Security et	)	Deputy:	Sheri L. Frette
al,	)	Court Reporter:	Maria Weinbeck
	)	Courthouse:	Minneapolis
Defendant.	)	Courtroom:	12W
	)	Time Commenced:	2:30 p.m.
		Time Concluded:	4:09 p.m.
		Time in Court:	1 Hours & 39 Minutes

Hearing on: **Government's Motion to Dismiss [#13]. It is ordered that the Defendant's motion to dismiss the Amended Complaint is granted for the reasons stated on the record. The parties agree that 8 U.S.C. § 1153h(1)(A) requires action within one year of an immigrant visa number becoming available to the alien's parent. Because the Amended Complaint does not assert any action in the relevant one-year period, the Court dismisses the Amended Complaint. No further order will be issued.**

APPEARANCES:

Plaintiff: Delin Qu
Defendant: Gisela A. Westwater

****IT IS ORDERED:**

Submitted Sustained Overruled
 Brief time set:
 Written order forthcoming.

s/Sheri L. Frette
Calendar Clerk